

1 THE HONORABLE JOHN C. COUGHENOUR

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6 UNITED STATES DISTRICT COURT  
7 WESTERN DISTRICT OF WASHINGTON  
8 AT SEATTLE

9 UNITED STATES OF AMERICA, ) CASE NO. CR17-0153-JCC  
10 Plaintiff, )  
11 v. ) ORDER GRANTING SECOND  
12 CLEMENT TUIELE ATOFAU, ) MOTION TO CONTINUE TRIAL  
13 Defendant. )

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15 This matter comes before the Court on Defendant's unopposed motion to  
16 continue the trial date and to extend the due date for pretrial motions. Having reviewed  
17 the relevant record and Defendant's waiver of speedy trial, the Court makes the  
18 following findings of fact and conclusions of law:

19 1. The ends of justice served by granting these continuances outweigh the best  
20 interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A).

21 2. Proceeding to trial absent adequate time for the defense to prepare would  
22 result in a miscarriage of justice. 18 U.S.C. §3161(h)(7)(B)(i).

23 3. The defense needs additional time to explore issues of some complexity,  
24 including all relevant issues and defenses applicable to the case, which would make it  
25 unreasonable to expect adequate preparation for pretrial proceedings or for trial itself  
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1 within the time limits established by the Speedy Trial Act and currently set for this  
2 case. 18 U.S.C. § 3161(h)(7)(B)(ii).

3 4. Taking into account the exercise of due diligence, a continuance is necessary  
4 to allow the defendant the reasonable time for effective preparation of his defense. 18  
5 U.S.C. § 3161(h)(7)(B)(iv).

6 Accordingly, the Court ORDERS:

- 7 1. The motion to continue trial (Dkt. No. 22) is GRANTED.
- 8 2. The jury trial in this case is CONTINUED from February 12, 2018, to April 23,  
9 2018 at 10:00 am.
- 10 3. The period of delay from February 12, 2018, through May 14, 2018, is hereby  
11 excluded for speedy trial purposes under 18 U.S.C. § 3161(h)(7)(A) and (B).
- 12 4. Pretrial motions shall be filed by March 22, 2018.

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14 DATED this 6th day of December 2017.

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18 John C. Coughenour  
19 UNITED STATES DISTRICT JUDGE  
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